

G. R. S. IX-5]

Previous references.

192 / .

(*etc.*)

Later references.

✓
File No. 56-24

Serial Nos 1-3.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. *Three.*

Part B for

November 1924.

SUBJECT.

(*A.A. Subject No. 739 Oct. 1920.*)

Appointment of Official Receivers.

8(3)

*To The Dy Commr. Bangalore &
The Registrar, Chief Court
The D. C. of other Dts.*

No. J. 2282-90 of 4.11.21.

*States that Govt. consider that the matter
may be left to the discretion of the judges for
the present.*

GENERAL AND REVENUE SECRETARIAT.

(Encls)

NOTES.

File No. 56-21

FILE HEADING.

Appointment of Official Receivers - (No. 1 Subject 78 of
October 1920)

From

No.		Dated		Received	
Diary No.		Enclos.	Spare Copies.	Serial No.	

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

Dec 1920

SUBJECT No. 73.

Appointment of Official Receivers.

Mr. B. Srinvasa Iyengar, Bangalore Law Association.

Mr. Belur Srinivasa Iyengar.--Official Receivers may be appointed under the Insolvency Act which was introduced here recently. Officials and private Vakils are unable to attend to the work. One Official Receiver might be appointed for each Division, his remuneration depending on the gross receipts of the Insolvent.

Mr. C. Subba Rao.--If the property is large, an Official Receiver may be appointed, but when the value of the property is small, instead of a separate Official Receiver, the Nazir of the Court may be appointed as Receiver. When the value of the property is about 200 or 300 rupees, it would not pay the Official Receiver in Shimoga to dispose of the property of the insolvent in Davangere. In such cases, the Nazir of the Davangere Court may be appointed Receiver.

Third Member of Council.--The appointment of an Official Receiver is not possible. Your arguments are on the assumption that creditors will allow their

insolvents to keep their property even after the decree is passed.

Mr. C. Narasimhayya.--Why not the creditors be allowed to proceed against the insolvent?

Third Member of Council.--The whole question will be examined again.

5
6/6

Submitted for orders. The Chief Court have opined that it is not necessary to do so - vide opinion furnished in subject book 3/8/21. 2) If essential necessary the Chief Court will again be addressed for their opinion as to report to the representatives and discussion of the members' remarks.

3) Yes please put up w/6' to the Regt.

AS

16/8/21

Submitted with a draft
19/8/21

22/8/21
23/8/21
24/8/21
25/8/21
26/8/21
27/8/21
28/8/21
29/8/21
30/8/21
31/8/21
1/9/21
2/9/21
3/9/21
4/9/21
5/9/21
6/9/21
7/9/21
8/9/21
9/9/21
10/9/21
11/9/21
12/9/21
13/9/21
14/9/21
15/9/21
16/9/21
17/9/21
18/9/21
19/9/21
20/9/21
21/9/21
22/9/21
23/9/21
24/9/21
25/9/21
26/9/21
27/9/21
28/9/21
29/9/21
30/9/21
1/10/21
2/10/21
3/10/21
4/10/21
5/10/21
6/10/21
7/10/21
8/10/21
9/10/21
10/10/21
11/10/21
12/10/21
13/10/21
14/10/21
15/10/21
16/10/21
17/10/21
18/10/21
19/10/21
20/10/21
21/10/21
22/10/21
23/10/21
24/10/21
25/10/21
26/10/21
27/10/21
28/10/21
29/10/21
30/10/21
31/10/21
1/11/21
2/11/21
3/11/21
4/11/21
5/11/21
6/11/21
7/11/21
8/11/21
9/11/21
10/11/21
11/11/21
12/11/21
13/11/21
14/11/21
15/11/21
16/11/21
17/11/21
18/11/21
19/11/21
20/11/21
21/11/21
22/11/21
23/11/21
24/11/21
25/11/21
26/11/21
27/11/21
28/11/21
29/11/21
30/11/21
1/12/21
2/12/21
3/12/21
4/12/21
5/12/21
6/12/21
7/12/21
8/12/21
9/12/21
10/12/21
11/12/21
12/12/21
13/12/21
14/12/21
15/12/21
16/12/21
17/12/21
18/12/21
19/12/21
20/12/21
21/12/21
22/12/21
23/12/21
24/12/21
25/12/21
26/12/21
27/12/21
28/12/21
29/12/21
30/12/21
31/12/21
1/1/22
2/1/22
3/1/22
4/1/22
5/1/22
6/1/22
7/1/22
8/1/22
9/1/22
10/1/22
11/1/22
12/1/22
13/1/22
14/1/22
15/1/22
16/1/22
17/1/22
18/1/22
19/1/22
20/1/22
21/1/22
22/1/22
23/1/22
24/1/22
25/1/22
26/1/22
27/1/22
28/1/22
29/1/22
30/1/22
31/1/22
1/2/22
2/2/22
3/2/22
4/2/22
5/2/22
6/2/22
7/2/22
8/2/22
9/2/22
10/2/22
11/2/22
12/2/22
13/2/22
14/2/22
15/2/22
16/2/22
17/2/22
18/2/22
19/2/22
20/2/22
21/2/22
22/2/22
23/2/22
24/2/22
25/2/22
26/2/22
27/2/22
28/2/22
29/2/22
30/2/22
31/2/22
1/3/22
2/3/22
3/3/22
4/3/22
5/3/22
6/3/22
7/3/22
8/3/22
9/3/22
10/3/22
11/3/22
12/3/22
13/3/22
14/3/22
15/3/22
16/3/22
17/3/22
18/3/22
19/3/22
20/3/22
21/3/22
22/3/22
23/3/22
24/3/22
25/3/22
26/3/22
27/3/22
28/3/22
29/3/22
30/3/22
31/3/22
1/4/22
2/4/22
3/4/22
4/4/22
5/4/22
6/4/22
7/4/22
8/4/22
9/4/22
10/4/22
11/4/22
12/4/22
13/4/22
14/4/22
15/4/22
16/4/22
17/4/22
18/4/22
19/4/22
20/4/22
21/4/22
22/4/22
23/4/22
24/4/22
25/4/22
26/4/22
27/4/22
28/4/22
29/4/22
30/4/22
31/4/22
1/5/22
2/5/22
3/5/22
4/5/22
5/5/22
6/5/22
7/5/22
8/5/22
9/5/22
10/5/22
11/5/22
12/5/22
13/5/22
14/5/22
15/5/22
16/5/22
17/5/22
18/5/22
19/5/22
20/5/22
21/5/22
22/5/22
23/5/22
24/5/22
25/5/22
26/5/22
27/5/22
28/5/22
29/5/22
30/5/22
31/5/22
1/6/22
2/6/22
3/6/22
4/6/22
5/6/22
6/6/22
7/6/22
8/6/22
9/6/22
10/6/22
11/6/22
12/6/22
13/6/22
14/6/22
15/6/22
16/6/22
17/6/22
18/6/22
19/6/22
20/6/22
21/6/22
22/6/22
23/6/22
24/6/22
25/6/22
26/6/22
27/6/22
28/6/22
29/6/22
30/6/22
31/6/22
1/7/22
2/7/22
3/7/22
4/7/22
5/7/22
6/7/22
7/7/22
8/7/22
9/7/22
10/7/22
11/7/22
12/7/22
13/7/22
14/7/22
15/7/22
16/7/22
17/7/22
18/7/22
19/7/22
20/7/22
21/7/22
22/7/22
23/7/22
24/7/22
25/7/22
26/7/22
27/7/22
28/7/22
29/7/22
30/7/22
31/7/22
1/8/22
2/8/22
3/8/22
4/8/22
5/8/22
6/8/22
7/8/22
8/8/22
9/8/22
10/8/22
11/8/22
12/8/22
13/8/22
14/8/22
15/8/22
16/8/22
17/8/22
18/8/22
19/8/22
20/8/22
21/8/22
22/8/22
23/8/22
24/8/22
25/8/22
26/8/22
27/8/22
28/8/22
29/8/22
30/8/22
31/8/22
1/9/22
2/9/22
3/9/22
4/9/22
5/9/22
6/9/22
7/9/22
8/9/22
9/9/22
10/9/22
11/9/22
12/9/22
13/9/22
14/9/22
15/9/22
16/9/22
17/9/22
18/9/22
19/9/22
20/9/22
21/9/22
22/9/22
23/9/22
24/9/22
25/9/22
26/9/22
27/9/22
28/9/22
29/9/22
30/9/22
31/9/22
1/10/22
2/10/22
3/10/22
4/10/22
5/10/22
6/10/22
7/10/22
8/10/22
9/10/22
10/10/22
11/10/22
12/10/22
13/10/22
14/10/22
15/10/22
16/10/22
17/10/22
18/10/22
19/10/22
20/10/22
21/10/22
22/10/22
23/10/22
24/10/22
25/10/22
26/10/22
27/10/22
28/10/22
29/10/22
30/10/22
31/10/22
1/11/22
2/11/22
3/11/22
4/11/22
5/11/22
6/11/22
7/11/22
8/11/22
9/11/22
10/11/22
11/11/22
12/11/22
13/11/22
14/11/22
15/11/22
16/11/22
17/11/22
18/11/22
19/11/22
20/11/22
21/11/22
22/11/22
23/11/22
24/11/22
25/11/22
26/11/22
27/11/22
28/11/22
29/11/22
30/11/22
31/11/22
1/12/22
2/12/22
3/12/22
4/12/22
5/12/22
6/12/22
7/12/22
8/12/22
9/12/22
10/12/22
11/12/22
12/12/22
13/12/22
14/12/22
15/12/22
16/12/22
17/12/22
18/12/22
19/12/22
20/12/22
21/12/22
22/12/22
23/12/22
24/12/22
25/12/22
26/12/22
27/12/22
28/12/22
29/12/22
30/12/22
31/12/22
1/1/23
2/1/23
3/1/23
4/1/23
5/1/23
6/1/23
7/1/23
8/1/23
9/1/23
10/1/23
11/1/23
12/1/23
13/1/23
14/1/23
15/1/23
16/1/23
17/1/23
18/1/23
19/1/23
20/1/23
21/1/23
22/1/23
23/1/23
24/1/23
25/1/23
26/1/23
27/1/23
28/1/23
29/1/23
30/1/23
31/1/23
1/2/23
2/2/23
3/2/23
4/2/23
5/2/23
6/2/23
7/2/23
8/2/23
9/2/23
10/2/23
11/2/23
12/2/23
13/2/23
14/2/23
15/2/23
16/2/23
17/2/23
18/2/23
19/2/23
20/2/23
21/2/23
22/2/23
23/2/23
24/2/23
25/2/23
26/2/23
27/2/23
28/2/23
29/2/23
30/2/23
31/2/23
1/3/23
2/3/23
3/3/23
4/3/23
5/3/23
6/3/23
7/3/23
8/3/23
9/3/23
10/3/23
11/3/23
12/3/23
13/3/23
14/3/23
15/3/23
16/3/23
17/3/23
18/3/23
19/3/23
20/3/23
21/3/23
22/3/23
23/3/23
24/3/23
25/3/23
26/3/23
27/3/23
28/3/23
29/3/23
30/3/23
31/3/23
1/4/23
2/4/23
3/4/23
4/4/23
5/4/23
6/4/23
7/4/23
8/4/23
9/4/23
10/4/23
11/4/23
12/4/23
13/4/23
14/4/23
15/4/23
16/4/23
17/4/23
18/4/23
19/4/23
20/4/23
21/4/23
22/4/23
23/4/23
24/4/23
25/4/23
26/4/23
27/4/23
28/4/23
29/4/23
30/4/23
31/4/23
1/5/23
2/5/23
3/5/23
4/5/23
5/5/23
6/5/23
7/5/23
8/5/23
9/5/23
10/5/23
11/5/23
12/5/23
13/5/23
14/5/23
15/5/23
16/5/23
17/5/23
18/5/23
19/5/23
20/5/23
21/5/23
22/5/23
23/5/23
24/5/23
25/5/23
26/5/23
27/5/23
28/5/23
29/5/23
30/5/23
31/5/23
1/6/23
2/6/23
3/6/23
4/6/23
5/6/23
6/6/23
7/6/23
8/6/23
9/6/23
10/6/23
11/6/23
12/6/23
13/6/23
14/6/23
15/6/23
16/6/23
17/6/23
18/6/23
19/6/23
20/6/23
21/6/23
22/6/23
23/6/23
24/6/23
25/6/23
26/6/23
27/6/23
28/6/23
29/6/23
30/6/23
31/6/23
1/7/23
2/7/23
3/7/23
4/7/23
5/7/23
6/7/23
7/7/23
8/7/23
9/7/23
10/7/23
11/7/23
12/7/23
13/7/23
14/7/23
15/7/23
16/7/23
17/7/23
18/7/23
19/7/23
20/7/23
21/7/23
22/7/23
23/7/23
24/7/23
25/7/23
26/7/23
27/7/23
28/7/23
29/7/23
30/7/23
31/7/23
1/8/23
2/8/23
3/8/23
4/8/23
5/8/23
6/8/23
7/8/23
8/8/23
9/8/23
10/8/23
11/8/23
12/8/23
13/8/23
14/8/23
15/8/23
16/8/23
17/8/23
18/8/23
19/8/23
20/8/23
21/8/23
22/8/23
23/8/23
24/8/23
25/8/23
26/8/23
27/8/23
28/8/23
29/8/23
30/8/23
31/8/23
1/9/23
2/9/23
3/9/23
4/9/23
5/9/23
6/9/23
7/9/23
8/9/23
9/9/23
10/9/23
11/9/23
12/9/23
13/9/23
14/9/23
15/9/23
16/9/23
17/9/23
18/9/23
19/9/23
20/9/23
21/9/23
22/9/23
23/9/23
24/9/23
25/9/23
26/9/23
27/9/23
28/9/23
29/9/23
30/9/23
31/9/23
1/10/23
2/10/23
3/10/23
4/10/23
5/10/23
6/10/23
7/10/23
8/10/23
9/10/23
10/10/23
11/10/23
12/10/23
13/10/23
14/10/23
15/10/23
16/10/23
17/10/23
18/10/23
19/10/23
20/10/23
21/10/23
22/10/23
23/10/23
24/10/23
25/10/23
26/10/23
27/10/23
28/10/23
29/10/23
30/10/23
31/10/23
1/11/23
2/11/23
3/11/23
4/11/23
5/11/23
6/11/23
7/11/23
8/11/23
9/11/23
10/11/23
11/11/23
12/11/23
13/11/23
14/11/23
15/11/23
16/11/23
17/11/23
18/11/23
19/11/23
20/11/23
21/11/23
22/11/23
23/11/23
24/11/23
25/11/23
26/11/23
27/11/23
28/11/23
29/11/23
30/11/23
31/11/23
1/12/23
2/12/23
3/12/23
4/12/23
5/12/23
6/12/23
7/12/23
8/12/23
9/12/23
10/12/23
11/12/23
12/12/23
13/12/23
14/12/23
15/12/23
16/12/23
17/12/23
18/12/23
19/12/23
20/12/23
21/12/23
22/12/23
23/12/23
24/12/23
25/12/23
26/12/23
27/12/23
28/12/23
29/12/23
30/12/23
31/12/23
1/1/24
2/1/24
3/1/24
4/1/24
5/1/24
6/1/24
7/1/24
8/1/24
9/1/24
10/1/24
11/1/24
12/1/24
13/1/24
14/1/24
15/1/24
16/1/24
17/1/24
18/1/24
19/1/24
20/1/24
21/1/24
22/1/24
23/1/24
24/1/24
25/1/24
26/1/24
27/1/24
28/1/24
29/1/24
30/1/24
31/1/24
1/2/24
2/2/24
3/2/24
4/2/24
5/2/24
6/2/24
7/2/24
8/2/24
9/2/24
10/2/24
11/2/24
12/2/24
13/2/24
14/2/24
15/2/24
16/2/24
17/2/24
18/2/24
19/2/24
20/2/24
21/2/24
22/2/24
23/2/24
24/2/24
25/2/24
26/2/24
27/2/24
28/2/24
29/2/24
30/2/24
31/2/24
1/3/24
2/3/24
3/3/24
4/3/24
5/3/24
6/3/24
7/3/24
8/3/24
9/3/24
10/3/24
11/3/24
12/3/24
13/3/24
14/3/24
15/3/24
16/3/24
17/3/24
18/3/24
19/3/24
20/3/24
21/3/24
22/3/24
23/3/24
24/3/24
25/3/24
26/3/24
27/3/24
28/3/24
29/3/24
30/3/24
31/3/24
1/4/24
2/4/24
3/4/24
4/4/24
5/4/24
6/4/24
7/4/24
8/4/24
9/4/24
10/4/24
11/4/24
12/4/24
13/4/24
14/4/24
15/4/24
16/4/24
17/4/24
18/4/24
19/4/24
20/4/24
21/4/24
22/4/24
23/4/24
24/4/24
25/4/24
26/4/24
27/4/24
28/4/24
29/4/24
30/4/24
31/4/24
1/5/24
2/5/24
3/5/24
4/5/24
5/5/24
6/5/24
7/5/24
8/5/24
9/5/24
10/5/24
11/5/24
12/5/24
13/5/24
14/5/24
15/5/24
16/5/24
17/5/24
18/5/24
19/5/24
20/5/24
21/5/24
22/5/24
23/5/24
24/5/24
25/5/24
26/5/24
27/5/24
28/5/24
29/5/24
30/5/24
31/5/24
1/6/24
2/6/24
3/6/24
4/6/24
5/6/24
6/6/24
7/6/24
8/6/24
9/6/24
10/6/24
11/6/24
12/6/24
13/6/24
14/6/24
15/6/24
16/6/24
17/6/24
18/6/24
19/6/24
20/6/24
21/6/24
22/6/24
23/6/24
24/6/24
25/6/24
26/6/24
27/6/24
28/6/24
29/6/24
30/6/24
31/6/24
1/7/24
2/7/24
3/7/24
4/7/24
5/7/24
6/7/24
7/7/24
8/7/24
9/7/24
10/7/24
11/7/24
12/7/24
13/7/24
14/7/24
15/7/24
16/7/24
17/7/24
18/7/24
19/7/24
20/7/24
21/7/24
22/7/24
23/7/24
24/7/24
25/7/24
26/7/24
27/7/24
28/7/24
29/7/24
30/7/24
31/7/24
1/8/24
2/8/24
3/8/24
4/8/24
5/8/24
6/8/24
7/8/24
8/8/24
9/8/24
10/8/24
11/8/24
12/8/24
13/8/24
14/8/24
15/8/24
16/8/24
17/8/24
18/8/24
19/8/24
20/8/24
21/8/24
22/8/24
23/8/24
24/8/24
25/8/24
26/8/24
27/8/24
28/8/24
29/8/24
30/8/24
31/8/24
1/9/24
2/9/24
3/9/24
4/9/24
5/9/24
6/9/24
7/9/24
8/9/24
9/9/24
10/9/24
11/9/24
12/9/24
13/9/24
14/9/24
15/9/24
16/9/24
17/9/24
18/9/24
19/9/24
20/9/24
21/9/24
22/9/24
23/9/24
24/9/24
25/9/24
26/9/24
27/9/24
28/9/24
29/9/24
30/9/24
31/9/24
1/10/24
2/10/24
3/10/24
4/10/24
5/10/24
6/10/24
7/10/24
8/10/24
9/10/24
10/10/24
11/10/24
12/10/24
13/10/24
14/10/24
15/10/24
16/10/24
17/10/24
18/10/24
19/10/24
20/10/24
21/10/24
22/10/24
23/10/24
24/10/24
25/10/24
26/10/24
27/10/24
28/10/24
29/10/24
30/10/24
31/10/24
1/11/24
2/11/24
3/11/24
4/11/24
5/11/24
6/11/24
7/11/24
8/11/24
9/11/24
10/11/24
11/11/24
12/11/24
13/11/24
14/11/24
15/11/24
16/11/24
17/11/24
18/11/24
19/11/24
20/11/24
21/11/24
22/11/24
23/11/24
24/11/24
25/11/24
26/11/24
27/11/24
28/11/24
29/11/24
30/11/24
31/11/24
1/12/24
2/12/24
3/12/24
4/12/24
5/12/24
6/12/24
7/12/24
8/12/24
9/12/24
10/12/24
11/12/24
12/12/24
13/12/24
14/12/24
15/12/24
16/12/24
17/12/24
18/12/24
19/12/24
20/12/24
21/12/24
22/12/24
23/12/24
24/12/24
25/12/24
26/12/24
27/12/24
28/12/24
29/12/24
30/12/24
31/12/24
1/1/25
2/1/25
3/1/25
4/1/25
5/1/25
6/1/25
7/1/25
8/1/25
9/1/25
10/1/25
11/1/25
12/1/25
13/1/25
14/1/25
15/1/25
16/1/25
17/1/25
18/1/25
19/1/25
20/1/25
21/1/25
22/1/25
23/1/25
24/1

Serial
No.

2

From

The Registrar Chief Const

Letter no 248 of 29.9.44

Forward the opinion of the judges as to the matter of the appointment of official receivers in the State.

6) Submitted for orders

4.10.44 7) Which Mr. Justice thinks that on account of small assets realised the time has not come for the appointment of a receiver, Justice Mr. Chandrasekhara Aiyar is of opinion that such appointments may be made experimentally. & Justice Mr. Nagappa thinks that it is desirable to appoint official receivers by nominating some pleaders to undertake the work.

8) There may be some work in the Bangalore Division where the assets realised exceeds the amount realised in other divisions. And an experiment if considered necessary may be begun in this division.

9) Some members of the Bar may choose to take it up. May be tried as an experimental measure either in the Bangalore & Mysore Division.

(G. R. S. III-2)

Cag
6.10.44

Serial
No.2450
9.10.21

10) The app'to. of Off. Receivers does not seem called for at present.

3rd member)

10/10/21.

11) Is it not from this District just supposed that there is no time receivers? Is sanctioning this just necessary for such app'tment? ~~Each~~ Each case the maker may be left with the discretion of the District Judge. I think.

10/10/21.

14/10

10/10/21

12) What is asked for here is the appointment of "Official Receivers" which can only be done by the District Judge (vide Section 15 of the Insolvency Act). The Court cannot do so. Can we doubt appoint receivers in each ~~case~~ ^{whether Official or private (vide Section 15)} case? But it is complained that these people are not able to give proper attention to the work. An official who can attend to this work exclusively ~~is~~ ^{is} what is asked for.

10/10/21.

13) A. yes. But as the member desires the matter to be left to the discretion of the District Judge, the question may be left as that, for the present.

10/10/21

Serial
No.

~~The file may be sent to the
Director for note at once.~~

14) The member who mooted the
subject has perhaps the ~~poor~~ information
of this. If this is ~~in~~ incident un-
necessary. The papers will be filed
after the order is noted in the next
Section.

Gen Secy)

Cag

20.10.21

19/10/21

15) Better place an order on record.
Put up draft accept & submit
to 3rd member

22.10.21

16) Draft please

Cag

24.10.21

17) Submitted with a draft

18) For approval

3rd member)

Cag

26.10.21

19) After

22/10

20) Issue.

Cag

28/10

25/11

26/10/21

25/10/21

1413

G. R. S. III-2₅General and Revenue
Secretariat.

File No. 56 of 1921.

Serial
No.

3

Do. J. D. C. Bangalore dt.

J. Registrar Civil Court

J. D. es. 2 other dt.

No. 2282-90 dt. 4-11-1921

States that Court consider
that the matter may be left to the
discretion of the judges for the present

Baker
9/11/21
15/11

SUBJECT.....

Diary No. of letter replied to

25213

Section

File No.

Serial No.

General and Revenue Secretariat

()
the 191

No.

Date of issue

29/8/21

To

The Registrar, Chief Court

Signed by

M. D. S.

Sir,

Instructions to this

I am directed to write reference
concerning the discussion of RA
Subject no 73 of October session 1920
regarding the
Appointment of Official Receiver
and request you to kindly obtain
and forward the opinion of the
judges of the Chief Court in the
matter in the light of the discussion
above
referred to.

Copy of

to be submitted

PD. M.
oper.

Thamir

Forwards

19/8/21

L.B. No. 248
11435 24-22

1413

CHIEF COURT OF MYSORE,
56-21
Bangalore, 29th September 1921.

From

A. Srinivasa Raghavanna, Esqr., B.A., B.L.,
Registrar, Chief Court of Mysore,
Bangalore.

To

B. Ramaswamaiya, Esqr., B.A., B.L.,
Secretary to the Government of Mysore,
General Department, Bangalore.

S i r,

Adverting to your letter No. J.1202 Cts.56-21-1 dated 29th August 1921 regarding the appointment of official receivers in the State, I am directed to forward herewith the opinions of the Judges of the Chief Court in the matter together with a statement showing the amount of Insolvents' assets realised in the several Civil courts in the State during a period of seven years from 1911-12 to 1917-18.

I have the honour to be,

S i r,

Your most obedient servant,

A. Srinivasa Raghavanna
29/9/21

R E G I S T R A R.

AV.

Doc 248
u m

Ex. 542

OPINIONS OF THE JUDGES.
=====

THE CHIEF JUDGE

Unless the amount (of assets realised) has risen, there is not much use in appointing an Official Receiver. One for the State would not be enough but it might be possible to make part-time appointments where the official receiver is a practising pleader and the area is small it may work well but can a good pleader be expected to hunt up insolvents' property in a number of places all over, say the Bangalore Division, without detriment to his practice, or for a reward which in 1918, for the Bangalore Division excluding the Kolar Gold Fields would have amounted at 5 per cent collections to about 8 rupees a month? I think we still await the making out of a really good case by creditors. It is only creditors so far I think who have moved: no one has raised the question in the interests of debtors as well, I think.

MR. JUSTICE K. S. CHANDRASEKHARA AIYAR:

There is not likely to be sufficient work for an Official Receiver for each Division, and not enough in the way of fees or commission to afford decent remuneration if a receiver were appointed.

Part-time appointments may perhaps be made experimentally in order to see how the scheme will work.

MR. JUSTICE B. N A G A P P A:

The appointment of Official Receiver is desirable. In view of the paucity of work for an official receiver in each division, it is really a difficult question to solve. If practising
pleaders

Shinoga Division

15	District Judge's Court,	Shimoga	-	-	-	57	-	-	-	1816	14	-	-	-	-	-	-	-	-				
16	Sub Judge's Court,	Shimoga	172	-	-	-	-	1330	13	-	5907	9	-	-	-	-	-	-	-				
17	Munsiff's Court,	Sagar	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4	2	9				
18	do	Chitaldroog	109	12	-	-	-	11	15	-	-	-	6	7	6	471	6	-	-				
19	do	Chikmagalur	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-				
20	do	Narasimharajapura	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-				
Total for the Division			281	12	-	57	-	1342	12	-	7724	7	-	6	7	6	475	8	9				
Grand total for all the Courts			3355	9	1	2798	1	11	7392	12	3	11,425	4	7	9,804	15	11	12,872	4	9	17,578	6	1

Chief Court of Mysore,
Bangalore, 29th September 1921. }

Therminologie
30/9/21

de Registrar.

DM

Statement showing the amount of Insolvents' assets realised in the several Civil Courts in the State since the Insolvency Regulation (N^o VI of 1911) was brought into force.

		Insolvents' assets realised during																Remarks.					
No.	Name of Court	1911-12			1912-13			1913-14			1914-15			1915-16			1916-17			1917-18			
1	District Judge's Court, Bangalore	660	-	-	415	-	-	345	64	8	32	5	-	300	-	-	1140	-	-	505	-	-	
2	Sub Judge's Court, Bangalore	3	-	-	250	-	-	131	87	6	73	10	10	1011	00	0	753	4	3	-	-	-	
3	Munsiff's Court, Doddaballapur	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
4	- do - Kolar	-	-	-	-	-	-	-	1	11	-	-	-	10	25	-	-	-	-	-	-	-	
5	- do - Kolar Gold Fields	-	-	-	-	-	-	-	-	-	-	-	-	710	55	-	869	4	11	156	16	11	4
6	- do - Chikballapur	-	-	-	-	-	-	-	-	-	-	-	-	68	-	-	223	15	6	40	-	-	
7	1 st Munsiff's Court, Tumkur	23	3	3	-	-	-	1	7	6	14	0	-	67	11	-	3	12	-	-	-	-	
8	Munsiff's Court, Maddur	-	-	-	-	-	-	269	4	6	16	2	9	91	13	-	681	11	9	141	10	9	
	Total for the Division	686	3	3	665	-	-	504	570	1	1217	13	7	8653	13	5	11497	6	6	1757	8	6	1
	Mysore Division.																						
9	District Judge's Court, Mysore	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
10	Sub Judge's Court, Mysore	222	7	10	1927	10	11	1004	6	2	2420	8	-	1140	-	-	892	-	-	not furnished	-	-	
11	Munsiff's Court, Seringapatam	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	
12	- do - Nanjangud	-	-	-	200	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	do	-	
13	- do - Hassan	-	-	-	-	-	-	-	-	-	62	8	-	-	-	-	7	5	6	-	do	-	
14	- do - Hale-Narsipur	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	do	-	
	Total for the Division	2387	9	10	2127	10	11	1004	6	2	2483	-	-	1144	11	-	899	5	6	-	do	-	

* These sums were realised under the Composition Scheme in which no official receiver need interfere.

Q G.R.S. 28]

15

File No. 56-21

Serial No. 3

Diary No. of letter replied to 1413

Proceedings of the Government of His Highness,
the Maharaja of Mysore.

GENERAL AND REVENUE
SECRETARIAT.
()

READ—

R- Subject no 73 of October 1920
re. the appointment of Official
Receivers.

, the

190

Date of issue 4/11/21

2. Letter no 248 of 29.9.21 from
the Registrar, Chief Court

Signed by Mr. C. Abdul Ghani

forwarding the opinion of the judges of the
Chief Court in the matter.

ORDER THEREON.—No. 2282-90.

Forth are of opinion
that the amount of
Inwards' assets realized
in the several Civil
Courts in the State for
the 7 years from 1911-1918
for which statistics
are available has not

Court are of opinion that
the appointment of part time
or whole time ~~Official~~ receivers
may be left entirely to the
discretion of the District Judges under
section 18 of the Insolvency Regulation
over

SUBJECT

CP
/ 2/14

12
As ~~first~~ are the small assets
realised & not justifying the
appointment of a Receiver as
proposed for.

For Use

To

The Deputy Comm^r
the ~~the~~ Bangalore for

Communication to the member who took

The Deputy Comm^r Court under a

the Deputy Comm^r of the District

Copied to Section

1.10.21

Warrant to ~~the~~ for the
purpose the appointment
of a full time official
Receiver for the present,
under sub 18 of the Insolvency
Regulation, the presiding
Judge have the dis-
cretion to appoint part-
time or whole time receiver
in each case. But
consider that the matter
may therefore be left
to the discretion of the
subject Judge for
the present.

Ca 9
25.10.21

For Use

11/10

113
Entire copy

Fair Copy

Proceedings of the Government of His Highness

WHS the Maharaja of Mysore.

Read:-

Representative Assembly subject No. 73 of October 1920 re.
the appointment of Official Receivers.

2. Letter No. 248 dated 29th September 1921 from the Registrar,
Chief Court ~~FORWARDED FOR OPINION OF THE JUDGES OF THE CHIEF COURT~~
in the matter.

O r d e r No. *J. 22829/CB 56-24-3*

Dated Bangalore, the *14th* November 1921

Government are of opinion that the amount of Insolvent's
assets realised in the several Civil Courts in the State for the several
years from 1911-1918 for which statistics are available does not
warrant the appointment of full time official receivers for the
present. Under Section 18 of the Insolvency Regulation, the presiding
Judges have got the discretion to appoint part time or whole time
receivers in each case. Government consider that the matter may
therefore be left to the discretion of the Judges for the present.

Abdulkhann
for General Secretary to Government.

To

The Deputy Commissioner, Bangalore District, for communication
to the member who mooted the subject.

The Registrar, Chief Court of Mysore.

The Deputy Commissioners of other Districts.